



# Journal of the Senate

Number 3—Regular Session

Thursday, March 8, 2001

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## REPORTS OF COMMITTEES

The Committee on Natural Resources recommends the following pass: SB 854

**The bill was referred to the Appropriations Subcommittee on General Government under the original reference.**

The Committee on Natural Resources recommends the following pass: SB 628 with 1 amendment, SB 630 with 3 amendments

**The bills were referred to the Committee on Comprehensive Planning, Local and Military Affairs under the original reference.**

The Committee on Comprehensive Planning, Local and Military Affairs recommends the following pass: SB 810

**The bill was referred to the Committee on Criminal Justice under the original reference.**

The Committee on Comprehensive Planning, Local and Military Affairs recommends the following pass: CS for SB 316

The Committee on Judiciary recommends the following pass: SB 150

**The bills contained in the foregoing reports were referred to the Committee on Finance and Taxation under the original reference.**

The Committee on Natural Resources recommends the following pass: SB 296 with 2 amendments

**The bill was referred to the Committee on Governmental Oversight and Productivity under the original reference.**

The Committee on Comprehensive Planning, Local and Military Affairs recommends the following pass: SB 672

**The bill was referred to the Committee on Health, Aging and Long-Term Care under the original reference.**

The Committee on Comprehensive Planning, Local and Military Affairs recommends the following pass: SB 110, SB 262 with 1 amendment

**The bills were referred to the Committee on Judiciary under the original reference.**

The Committee on Comprehensive Planning, Local and Military Affairs recommends the following pass: SB 304 with 1 amendment

The Committee on Natural Resources recommends the following pass: SB 536

**The bills contained in the foregoing reports were placed on the calendar.**

The Committee on Criminal Justice recommends committee substitutes for the following: SB 232, SB 912

**The bills with committee substitutes attached were referred to the Appropriations Subcommittee on Public Safety and Judiciary under the original reference.**

The Committee on Comprehensive Planning, Local and Military Affairs recommends a committee substitute for the following: SB 446

**The bill with committee substitute attached was referred to the Committee on Children and Families under the original reference.**

The Committee on Criminal Justice recommends a committee substitute for the following: SB 86

**The bill with committee substitute attached was referred to the Committee on Comprehensive Planning, Local and Military Affairs under the original reference.**

The Committee on Banking and Insurance recommends a committee substitute for the following: SB 658

**The bill with committee substitute attached was referred to the Committee on Finance and Taxation under the original reference.**

The Committee on Criminal Justice recommends a committee substitute for the following: SB 388

**The bill with committee substitute attached was referred to the Committee on Governmental Oversight and Productivity under the original reference.**

The Committee on Banking and Insurance recommends a committee substitute for the following: SB 108

The Committee on Criminal Justice recommends a committee substitute for the following: SB 268

**The bills with committee substitutes attached contained in the foregoing reports were referred to the Committee on Judiciary under the original reference.**

The Committee on Banking and Insurance recommends a committee substitute for the following: SB 806

**The bill with committee substitute attached was placed on the calendar.**

## INTRODUCTION AND REFERENCE OF BILLS

### FIRST READING

By Senator Latvala—

**SB 884**—A bill to be entitled An act relating to health insurance; amending s. 627.6685, F.S.; exempting the state employee health insurance program from mental health coverage requirements; repealing s. 627.6685(5), F.S., which provides that s. 627.6685, F.S., does not apply to benefits provided on or after a specified date; providing an effective date.

—was referred to the Committees on Banking and Insurance; and Governmental Oversight and Productivity.

By Senator Campbell—

**SB 890**—A bill to be entitled An act relating to mortgage-foreclosure proceedings; providing for expedited procedure under certain conditions; providing that a hearing and an adjudication that requested attorney's fees are reasonable are not necessary under certain conditions; providing that attorney's fees when provided in a note or mortgage constitute liquidated damages; amending s. 702.10, F.S.; specifying information to be included in an order to show cause why a final judgment of foreclosure should not be entered; providing that a hearing on attorney's fees is unnecessary under certain circumstances; requiring the court to enter a final judgment of foreclosure under certain circumstances; providing an effective date.

—was referred to the Committees on Judiciary; Banking and Insurance; and Rules and Calendar.

By Senator Garcia—

**SB 894**—A bill to be entitled An act relating to public records; providing that it is the intent of the Legislature to create an exemption to public-records requirements; providing an effective date.

—was referred to the Committees on Governmental Oversight and Productivity; Appropriations Subcommittee on General Government; Appropriations; and Rules and Calendar.

By Senator King—

**SB 910**—A bill to be entitled An act relating to administrative procedure; amending s. 57.111, F.S.; redefining the term "small business party"; increasing the limitation on attorney's fees and costs; amending s. 120.52, F.S.; redefining the term "agency"; amending s. 120.569, F.S.; revising requirements for pleadings, motions, and other papers filed under the Administrative Procedure Act; providing for sanctions; amending s. 120.574, F.S.; redesignating summary hearings as expedited hearings; providing procedures for expedited hearings; revising the status of an administrative law judge's decision; providing for recommended orders and final orders; amending s. 120.595, F.S.; redefining the term "improper purpose" for determining an award of attorney's fees; amending s. 120.60, F.S.; revising the process for the approval of license applications and license renewals; amending s. 120.68, F.S.; providing for costs, damages, and attorney's fees under certain circumstances; amending s. 373.114, F.S.; providing that water management district orders resulting from certain evidentiary hearings are not subject to specified review; amending ss. 373.1501 and 403.088, F.S.; conforming references; amending s. 403.412, F.S.; restricting persons without substantial interests from initiating specified proceedings under the Environmental Protection Act; amending s. 403.973, F.S.; conforming references; revising conditions under which expedited hearings apply;

amending s. 408.7056, F.S.; conforming references; amending ss. 120.57, 120.595, 120.81, 409.2564, 409.913, 501.608, 628.461, 628.4615, 633.161, and 766.207, F.S.; conforming cross-references; providing an effective date.

—was referred to the Committees on Governmental Oversight and Productivity; Judiciary; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Latvala—

**SB 1130**—A bill to be entitled An act relating to the Certified Capital Company Act; amending s. 288.99, F.S.; redefining the terms "early stage technology business" and "qualified distribution"; defining the terms "Program One" and "Program Two"; revising procedures and dates for certification and decertification under Program One and Program Two; revising the process for earning premium tax credits; providing a limitation on tax credits under Program Two; authorizing the Department of Banking and Finance to levy a fine; providing for distributions under both programs; providing an effective date.

—was referred to the Committees on Banking and Insurance; Commerce and Economic Opportunities; Finance and Taxation; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Mitchell—

**SB 1258**—A bill to be entitled An act relating to behavioral health services; providing legislative findings with respect to providing mental health and substance-abuse-treatment services; requiring the Department of Children and Family Services and the Agency for Health Care Administration to contract for the establishment of two behavioral health service delivery strategies to test methods and techniques for coordinating, integrating, and managing the delivery of mental health services and substance-abuse-treatment services for persons with emotional, mental, or addictive disorders; requiring a managing entity for each service delivery strategy; requiring that costs be shared by the Department of Children and Family Services and the Agency for Health Care Administration; specifying the goals of the service delivery strategies; specifying the target population of persons to be enrolled under each strategy; requiring a continuing care system; requiring an advisory body for each demonstration model; requiring certain cooperative agreements; providing reporting requirements; requiring an independent entity to evaluate the service delivery strategies; requiring annual reports; creating a statewide Behavioral Health Policy Integration Council; requiring the council to coordinate mental health and substance-abuse-treatment policy; providing for the membership of the council; requiring the council to report to the Governor and the Legislature each year; providing for the council to be abolished; providing an effective date.

—was referred to the Committees on Children and Families; Health, Aging and Long-Term Care; Appropriations Subcommittee on Health and Human Services; and Appropriations.

**Senate Bills 1260—1354**—Not referenced.

By Senators King and Posey—

**SB 1356**—A bill to be entitled An act relating to public records; providing an exemption from the public records law for photographs and video recordings of an autopsy; providing for access by a state or federal agency as provided by law and in furtherance of the agency's statutory duties; providing a penalty; providing for future legislative review and repeal; providing a finding of public necessity; providing an effective date.

—was referred to the Committees on Criminal Justice; and Governmental Oversight and Productivity.

## COMMITTEE SUBSTITUTES

### FIRST READING

By the Committee on Criminal Justice; and Senator Meek—

**CS for SB 86**—A bill to be entitled An act relating to traffic safety; amending s. 316.2045, F.S.; prohibiting certain minors from standing or approaching vehicles on any public street, highway, or road for purposes of collecting contributions from or distributing materials to the occupant of a motor vehicle; providing that a first-time violation results in a warning and that subsequent violations will be cited as pedestrian violations; prohibiting persons from directing such minors to unlawfully stand or approach motor vehicles on the road; providing that a first-time violation results in a warning and that subsequent violations will be cited as noncriminal traffic infractions; providing that the prohibitions against minors standing or approaching vehicles on any public street, highway, or road for purposes of collecting contributions from or distributing materials to the occupant of a motor vehicle and against persons directing them to do so do not apply in a county or municipality unless enacted by ordinance; providing that the local ordinance may be more or less restrictive than state law; amending s. 318.18, F.S.; providing penalties; amending s. 318.121, F.S.; conforming a cross-reference; amending s. 318.21, F.S.; providing a cross-reference; providing an effective date.

By the Committee on Banking and Insurance; and Senator Geller—

**CS for SB 108**—A bill to be entitled An act relating to the transfer of structured settlements; specifying the purpose of the act; providing definitions; providing requirements for the direct or indirect transfer of structured-settlement-payment rights; requiring that any such transfer be approved by a court; requiring that the court make certain findings with respect to the transfer; authorizing an interested party to file an objection to a proposed transfer; providing requirements for an order approving a transfer; requiring that an obligor make certain disclosures to a claimant in negotiating a settlement of claims; requiring a transferee to provide certain notice with respect to a proposed transfer of structured-settlement-payment rights; providing for penalties to be imposed for certain violations of the act; authorizing the state attorney to bring an action for injunctive relief; providing an effective date.

By the Committee on Criminal Justice; and Senator Brown-Waite—

**CS for SB 232**—A bill to be entitled An act relating to controlled substances; amending s. 893.03, F.S.; adding materials, compounds, mixtures, or preparations containing certain limited quantities of hydrocodone to the substances listed under Schedule III as controlled substances; providing direction on which law appertains to the weighing of hydrocodone for the purpose of charging trafficking in hydrocodone; amending s. 893.135, F.S.; providing penalties for trafficking in certain mixtures containing hydrocodone; clarifying legislative intent regarding the weighing of a mixture or mixtures containing certain controlled substances; providing findings regarding judicial constructions of legislative intent; reenacting s. 893.02(14), F.S., relating to a definition of mixtures, to incorporate the amendment in s. 893.135, F.S., in reference thereto; amending s. 948.01, F.S.; authorizing drug offender probation only for those offenders being sentenced for certain drug possession offenses or drug purchase offenses; reenacting s. 921.0022(3)(b), (c), and (e), F.S., relating to the offense severity ranking chart in the Criminal Punishment Code, to incorporate the amendment in s. 893.03, F.S., in references thereto; providing an effective date.

By the Committee on Criminal Justice; and Senator Silver—

**CS for SB 268**—A bill to be entitled An act relating to DNA testing and analysis; amending s. 943.325, F.S.; requiring the Department of Law Enforcement to add certain felony offenses in a scheduled order to the DNA data banks's enumerated offenses; requiring the Department of Corrections to test certain violent felons in addition to those enumerated in the statute before being released from custody; providing effective dates.

By the Committee on Criminal Justice; and Senator Burt—

**CS for SB 388**—A bill to be entitled An act relating to the Parole Commission; creating the "Parole Commission Reform Act"; amending s. 20.055, F.S.; deleting the requirement that the Parole Commission have an inspector general; amending s. 944.605, F.S.; requiring the Department of Corrections, rather than the Parole Commission or the Control Release Authority, to notify certain entities prior to inmate release; amending s. 947.04, F.S.; permitting Parole Commission staff to establish and maintain field offices within existing department facilities; amending s. 947.1405, F.S.; providing for deferral of conditional release supervision to probation or community control; providing for automatic revocation of conditional release supervision and forfeiture of gain-time under certain circumstances; providing for reversion to conditional release supervision under certain conditions; requiring the Department of Corrections to review an inmate's program participation and other records prior to conditional release, to conduct a personal interview with the inmate, to forward the inmate's release plan to the Parole Commission, and to make recommendations to the commission; authorizing the commission to impose requirements relating to curfews; conforming references; clarifying the requirement that the commission impose restrictions relating to contact with children; authorizing the commission to require electronic monitoring for certain releasees; authorizing the Parole Commission to adopt rules necessary to implement the Conditional Release Program Act; amending s. 947.24, F.S.; requiring the department to provide to the commission information for parole or release reviews; amending s. 947.12, F.S.; providing for members of the parole qualifications committee to be reimbursed for per diem and travel expenses; repealing s. 947.175, F.S., relating to notice to local agencies by the Parole Commission; repealing s. 947.177, F.S., relating to inmate release, notice by Department of Corrections, Control Release Authority, or Parole Commission; providing an effective date.

By the Committee on Comprehensive Planning, Local and Military Affairs; and Senators Constantine and Wasserman Schultz—

**CS for SB 446**—A bill to be entitled An act relating to homelessness; amending s. 228.041, F.S.; redefining the term "homeless child"; amending ss. 232.03, 232.0315, 232.032, F.S.; revising the deadline for submission of documents for school registration; amending s. 420.5087, F.S.; relating to the State Apartment Incentive Loan Program; revising the requirements for qualifying to participate in the program; adding the homeless to the list of eligible tenant groups; amending s. 420.511, F.S.; revising reporting requirements of the Florida Housing Finance Corporation; amending s. 420.609, F.S.; relating to the Affordable Housing Study Commission; revising the membership of the commission; requiring the commission to analyze how to address the acute need for housing for the homeless; amending s. 420.621, F.S.; redefining the term "homeless"; creating s. 420.622, F.S.; creating the State Office on Homelessness within the Department of Children and Family Services; authorizing the Secretary of Children and Family Services to appoint an executive director for the State Office on Homelessness; creating the Council on Homelessness; providing for council membership; providing for council members to be reimbursed for travel expenses; providing for grants for homeless assistance continuums of care; providing grants for homeless housing assistance; prescribing duties and responsibilities of the council; requiring an annual report; amending s. 420.623, F.S.; revising the list of organizations that may participate in local homeless coalitions; revising the functions of local homeless coalitions; creating s. 420.624, F.S.; establishing guidelines for local homeless continuum of care; creating s. 420.626, F.S.; establishing guidelines for discharging homeless persons from mental health facilities; amending s. 420.9075, F.S.; expanding the list of partners that counties and cities are encouraged to involve in developing housing assistance plans; amending s. 445.009, F.S.; revising regional workforce boards' one-stop delivery system; requiring the Office of Program, Policy Analysis, and Government Accountability to report on homelessness; dedicating December 21 as the Homeless Persons' Memorial Day; providing an appropriation for Challenge Grants; providing an appropriation for positions in local homeless coalitions; providing appropriations for the Department of Children and Family Services; providing an effective date.

By the Committee on Banking and Insurance; and Senator Holzen-dorf—

**CS for SB 658**—A bill to be entitled An act relating to surplus lines insurance; amending ss. 626.916, 626.918, 626.921, 626.923, 626.930, 626.931, 626.932, 626.933, 626.935, 626.936, 626.9361, 626.938, F.S.; revising certain requirements for surplus lines insurance to provide the Florida Surplus Lines Service Office with the same authority granted to the Department of Insurance; revising limits on fees that may be charged with respect to certain policies certified for export; revising certain quarterly reporting requirements; providing for collection of a service fee; providing a penalty for failure to make certain reports and pay service fees; providing for an administrative fine for such failure; providing for disposition of surplus lines taxes and service fees; providing an effective date.

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By the Committee on Banking and Insurance; and Senator Laurent—

**CS for SB 806**—A bill to be entitled An act relating to insurance; amending s. 626.221, F.S.; exempting an applicant for a license as a customer representative from examination requirements under certain conditions; exempting an applicant for a license as an adjuster from examination requirements under certain conditions; providing an effective date.

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By the Committee on Criminal Justice; and Senator Villalobos—

**CS for SB 912**—A bill to be entitled An act relating to criminal rehabilitation; amending s. 20.315, F.S.; redesignating the area of program services within the Department of Corrections as program, transition, and postrelease services; amending s. 397.333, F.S.; revising the qualifications for members appointed to the Statewide Drug Policy Advisory Council; providing additional duties of the council; amending s. 944.026, F.S.; requiring the department to designate a certain number

of beds to be used for transition assistance; expanding the types of offenders who are eligible for nonsecure community-based residential drug treatment; amending s. 944.473, F.S.; requiring certain inmates to participate in substance-abuse treatment; providing criteria for program participation; creating s. 944.4731, F.S.; creating the Addiction-Recovery Supervision Program Act; providing criteria for program participation; requiring the department to contract with faith-based groups and private organizations to operate substance-abuse-transition housing programs; providing program requirements; requiring prerelease screening; providing requirements for offenders who participate in the program; amending s. 944.702, F.S.; providing legislative intent with respect to support services for inmates who abuse substances; amending ss. 944.703, 944.704, F.S., relating to transition assistance for inmates; requiring that inmates who abuse substances receive priority assistance; providing for transition-assistance specialists at institutions; amending ss. 944.705, 944.706, 944.707, F.S.; authorizing the department to contract with faith-based service groups for release-assistance programs and postrelease services; amending s. 944.803, F.S.; providing additional requirements for faith-based programs for inmates; requiring the department to assign chaplains to certain community correctional centers; amending s. 945.091, F.S.; authorizing an inmate to participate in faith-based service groups; amending s. 948.08, F.S.; providing that specified offenders are eligible for certain pretrial intervention programs; amending s. 951.10, F.S.; clarifying provisions governing the leasing of prisoners; requiring the Department of Corrections to report to the Governor and the Legislature on the implementation of the act; requiring the Legislative Committee on Intergovernmental Relations to report to the Legislature on intervention and treatment strategies for persons convicted of prostitution; requiring inmates to complete a course on job readiness and life management before release; providing an appropriation; providing an effective date.

### CO-SPONSORS

Senators Bronson—SB 400; Burt—SB 400; Dawson—CS for SB 108, SB 742; Klein—SB 814; Lawson—SB 350, SB 742; Mitchell—SB 350; Peaden—SB 400; Pruitt—SB 42; Smith—SB 400; Sullivan—SB 1048